

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

**EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,**

Plaintiff

v.

**NATIONAL TELECOMMUTING
INSTITUTE, INC.,**

Defendant.

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CIVIL ACTION NO. 5:23-cv-01210-XR

JOINT ADVISORY TO THE COURT

Proposed Intervenor Roger Sullivan and the National Federation for the Blind, together with Defendant National Telecommuting Institute, Inc. hereby file this Joint Advisory to the Court, notifying the Court that all matters between them related to the claims made in the above-styled action have been fully and finally resolved. Proposed Intervenor anticipate requesting withdrawal of their Motion to Intervene, *see* ECF No. 3, pending the receipt of settlement sums provided for in the proposed Consent Decree between Defendant and Plaintiff Equal Opportunity Commission. In support of this advisory, Proposed Intervenor and Defendant show as follows:

1. In this matter, Plaintiff alleges an action under Title I and Title V of the Americans with Disabilities Act of 1990, as amended, and Title I of the Civil Rights Act of 1991. Defendant denies that it discriminated against or failed to accommodate the Aggrieved Individuals.

2. On November 17, 2023, Proposed Intervenor filed their Motion to Intervene. Defendant did not oppose the intervention of Mr. Sullivan, but did oppose the intervention of the National Federation for the Blind. The Proposed Intervenor's Motion remains pending before this Court and neither of the Proposed Intervenor has been added to this case as a party-plaintiff.

3. Simultaneous to this filing, Plaintiff and Defendant are filing with this Court their Joint Motion for Entry of Consent Decree and proposed Consent Decree. The proposed Consent Decree provides for monetary awards to the Proposed Intervenors.

4. In exchange for the sums provided for in the proposed Consent Decree, Proposed Intervenors agreed to withdraw their Motion to Intervene and to release their claims against Defendant. Proposed Intervenors and Defendant memorialized this agreement via a private settlement agreement.

5. Proposed Intervenors anticipate withdrawing, with prejudice, their Motion to Intervene in this lawsuit within 15 days of receipt of the payments provided for in the proposed Consent Decree.

Dated: August 5, 2024

Respectfully submitted,

/s/ Eve Hill (with permission)

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